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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/600,300	06/20/2003	Jeffrey P. Whittemore	ZIP-0008	7713

7590
Mills & Onello, LLP
Suite 605
Eleven Beacon Street
Boston, MA 02108

04/05/2006

EXAMINER

SMITH, TIMOTHY SCOTT

ART UNIT	PAPER NUMBER
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3632

DATE MAILED: 04/05/2006

Please find below and/or attached an Office communication concerning this application or proceeding.

Office Action Summary

Application No.

10/600,300

Applicant(s)

WHITTEMORE ET AL.

Examiner

Timothy S. Smith

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-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address --

Period for Reply

A SHORTENED STATUTORY PERIOD FOR REPLY IS SET TO EXPIRE 3 MONTH(S) OR THIRTY (30) DAYS, WHICHEVER IS LONGER, FROM THE MAILING DATE OF THIS COMMUNICATION.

- Extensions of time may be available under the provisions of 37 CFR 1.136(a). In no event, however, may a reply be timely filed after SIX (6) MONTHS from the mailing date of this communication.
- If NO period for reply is specified above, the maximum statutory period will apply and will expire SIX (6) MONTHS from the mailing date of this communication.
- Failure to reply within the set or extended period for reply will, by statute, cause the application to become ABANDONED (35 U.S.C. § 133). Any reply received by the Office later than three months after the mailing date of this communication, even if timely filed, may reduce any earned patent term adjustment. See 37 CFR 1.704(b).

Status

- 1) ☒ Responsive to communication(s) filed on 06 February 2006.
- 2a) ☐ This action is **FINAL**. 2b) ☒ This action is non-final.
- 3) ☐ Since this application is in condition for allowance except for formal matters, prosecution as to the merits is closed in accordance with the practice under *Ex parte Quayle*, 1935 C.D. 11, 453 O.G. 213.

Disposition of Claims

- 4) ☒ Claim(s) 1-16, 18, 20-38, 43, 45-47 is/are pending in the application.
- 4a) Of the above claim(s) _____ is/are withdrawn from consideration.
- 5) ☒ Claim(s) 1-16, 18, 20-38, 43, 46 and 47 is/are allowed.
- 6) ☒ Claim(s) 45 is/are rejected.
- 7) ☐ Claim(s) _____ is/are objected to.
- 8) ☐ Claim(s) _____ are subject to restriction and/or election requirement.

Application Papers

- 9) ☒ The specification is objected to by the Examiner.
- 10) ☒ The drawing(s) filed on 11 September 2003 is/are: a) ☒ accepted or b) ☐ objected to by the Examiner.
- Applicant may not request that any objection to the drawing(s) be held in abeyance. See 37 CFR 1.85(a).
- Replacement drawing sheet(s) including the correction is required if the drawing(s) is objected to. See 37 CFR 1.121(d).
- 11) ☐ The oath or declaration is objected to by the Examiner. Note the attached Office Action or form PTO-152.

Priority under 35 U.S.C. § 119

- 12) ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
- a) ☐ All b) ☐ Some * c) ☐ None of:
1. ☐ Certified copies of the priority documents have been received.
2. ☐ Certified copies of the priority documents have been received in Application No. _____.
3. ☐ Copies of the certified copies of the priority documents have been received in this National Stage application from the International Bureau (PCT Rule 17.2(a)).

* See the attached detailed Office action for a list of the certified copies not received.

Attachment(s)

- 1) ☒ Notice of References Cited (PTO-892)
- 2) ☐ Notice of Draftsperson's Patent Drawing Review (PTO-948)
- 3) ☐ Information Disclosure Statement(s) (PTO-1449 or PTO/SB/08)
Paper No(s)/Mail Date _____
- 4) ☐ Interview Summary (PTO-413)
Paper No(s)/Mail Date. _____
- 5) ☐ Notice of Informal Patent Application (PTO-152)
- 6) ☐ Other: _____

DETAILED ACTION

This Office Action represents a non-final first Office Action for the application titled "PARTITION MOUNT WITH EXTENDED-LENGTH HEAD," filed June 20, 2003.

The finality of the previous Office Action is hereby withdrawn.

Specification

1. The disclosure is objected to because of the following informalities: On page 7, line 22, "body 40" should be changed to –rail 40–, line 25 should be changed to –rail 40–. On page 8, line 16, "flange 60" should be changed to –flange 63–.

Appropriate correction is required.

Claim Rejections - 35 USC § 102

2. The following is a quotation of the appropriate paragraphs of 35 U.S.C. 102 that form the basis for the rejections under this section made in this Office action:

A person shall be entitled to a patent unless –

(b) the invention was patented or described in a printed publication in this or a foreign country or in public use or on sale in this country, more than one year prior to the date of application for patent in the United States.

3. Claim 45 is rejected under 35 U.S.C. 102(b) as being anticipated by U.S. Patent No. 4,926,522 to Wang.

Wang discloses a mount comprising: an elongated body (71) having a longitudinal axis, a curtain interface (72) coupled to an upper surface of the body, and a coupler (65) adapted for coupling the elongated body to a mounting member (11), the coupler including an interface (62) adapted to receive a mounting member, the coupling

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position of the coupler being adjustable over a range of positions relative to the longitudinal axis of the body (the coupler position can be adjusted by rotating the coupler about threaded stud insert 62) , wherein the position of the coupler is determined according to indexed positions on the body (each rotation of the coupler about threaded stud insert 62 constitutes an indexed position).

Allowable Subject Matter

4. Claims 1-16, 18, 20-38, 43, 46, and 47 are allowed.

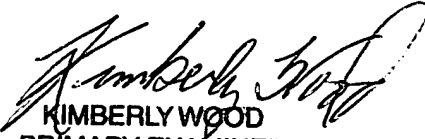
Conclusion

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Timothy S. Smith whose telephone number is 703-272-8296. The examiner can normally be reached on 8:30-5.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Robert Olszewski can be reached on 571-272-6788. The fax number for the organization where this application or proceeding is assigned is 571-273-8300.

TSS

Timothy S. Smith
Patent Examiner
Art Unit 3632
March 29, 2006


KIMBERLY WOOD
PRIMARY EXAMINER